

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

DOCKETING DEPARTMENT

NOTICE OF FILING AND HEARING

DOCKET NO. 2009-300-C

LMK Communications LLC (“LMK” or “Applicant”) has filed with the Public Service Commission of South Carolina (“Commission”) an Application for a Certificate of Public Convenience and Necessity for authority to provide resold and facilities-based local exchange and interexchange service pursuant to S.C. Code Ann. § 58-9-280(B) as amended and Section 253 of the Telecommunications Act of 1996. The Applicant requests that the Commission regulate its local service offerings in accordance with Order No. 1998-165 in Docket No. 1997-467-C for flexible regulation. In addition, the Applicant requests that its interexchange service offerings be regulated in accordance with procedures established for alternative regulation in Order Nos. 1995-1734 and 1996-55 in Docket No. 1995-661-C, and as modified by Order No. 2001-997 in Docket No. 2000-407-C. The Applicant intends to offer interexchange service to business customers throughout the State, and intends to provide local exchange service to customers located in non-rural local exchange carriers’ services areas in South Carolina.

A copy of the Company’s entire Application can be found on the Commission’s website at [www.psc.sc.gov](http://www.psc.sc.gov) under Docket No. 2009-300-C. A copy of the Application is also available from Scott Elliott, Esquire, Elliott & Elliott, PA, 721 Olive Street, Columbia, South Carolina 29205.

**PLEASE TAKE NOTICE** a hearing on the above matter has been scheduled to begin at **11:30 a.m. on Monday, October 26, 2009**, before Hearing Examiner **David Butler, Esquire**, in the Commission’s Law Library at 101 Executive Center Drive, Saluda Building, Columbia, South Carolina 29210.

PLEASE BE ADVISED that pursuant to South Carolina Code of Laws – Section 58-9-280, as amended, the Commission will invoke the 120-day period allowed for consideration of this matter.

Any person who wishes to participate in this matter, as a party of record with the right of cross-examination, should file a Petition to Intervene in accordance with the Commission’s Rules of Practice and Procedure on or before **August 31, 2009**, and indicate the amount of time required for his presentation. Please include an email address for receipt of future Commission correspondence in the Petition to Intervene. *Please refer to Docket No. 2009-300-C.*

Any person who wishes to testify and present evidence at the hearing should notify the Docketing Department, in writing, at the address below, the Office of Regulatory Staff at 1401 Main Street, Suite 900, Columbia, South Carolina 29201, and Scott Elliott, Esquire, at the above address, on or before **August 31, 2009**, and indicate the amount of time required for his presentation. *Please refer to Docket No. 2009-300-C.*

Any person who wishes to be notified of any change in the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Docketing Department, in writing, at the address below on or before **August 31, 2009**. *Please refer to Docket No. 2009-300-C.*

**PLEASE TAKE NOTICE:** Any person who wishes to have his or her comments considered as part of the official record of this proceeding **MUST** present such comments, in person, to the Commission during the hearing.

Persons seeking information about the Commission’s Procedures should contact the Commission at (803) 896-5100.

Public Service Commission of South Carolina  
Attn: Docketing Department  
Post Office Drawer 11649  
Columbia, South Carolina 29211